

**Mark-up Copy. Stricken language would be deleted from and underlined language would be added to the regulations, as they existed on October 15, 2005.**

## **ADMINISTRATIVE REGULATIONS OF THE BOARD OF ELECTRICAL EXAMINERS OF THE STATE OF ARKANSAS**

### **Regulation 3. Construction and exemptions.**

- 3.5 Nothing in these regulations shall be construed to require an electrician's license in order to test, install, repair, maintain or alter industrial machinery, household appliances, and or medical equipment, ~~or the supervision of such activities,~~ by the manufacturer(s) or vendor(s) of such machinery and equipment or technicians providing services with respect to such machinery and equipment. Nothing in these regulations shall be construed to require an electrician's license in order to supervise such activities.

### **Regulation 7. Licenses**

- 7.2 Licenses may be renewed for one (1) year in the last year of an NEC cycle, two (2) years in the second year of an NEC cycle, or three (3) years in the first year of an NEC cycle upon a payment of fifty dollars (\$50.00) per year for a master electrician's license; fifty dollars (\$50.00) per year for a residential master electrician's license; twenty-five dollars (\$25.00) per year for a journeyman electrician's license; twenty-five dollars (\$25.00) per year for a residential journeyman electrician's license; twenty-five (\$25.00) per year for an air conditioning electrician's license; and twenty-five dollars (\$25.00) per year for an industrial maintenance electrician's license.

### **Regulation 8. Revocation, Suspension and Denial of Licenses**

- 8.1 The board shall have the power to revoke or suspend any license or registration for cause. This includes, but is not limited to, the performance of electrical work which does not comply with the provisions of the National Electrical Code, as adopted by the board. An apprentice license shall be automatically suspended if the Electrical Division determines that the apprentice is not compliant with Regulation 7.9 of the Board. The Electrical Division shall notify the apprentice of this suspension and that a final revocation hearing has been scheduled before the Board. The automatic suspension shall continue until a final revocation hearing before the Board or until the apprentice proves compliance with Regulation 7.9 of the Board.

**Regulation 13. ~~Extension of time.~~ Continuing Education.**

13.1 ~~Notwithstanding any provision to the contrary, an applicant for a license pursuant to the grandfather provision of Ark. Code Ann. § 17-28-310(Supp. 1997), who submits an application prior to July 1, 1998, shall be deemed in compliance with the mandatory licensing requirement of Ark. Code Ann. § 17-28-310 until the board takes final administrative action on the application, or until June 30, 1999, whichever occurs first.~~

No journeyman electrician license or master electrician license shall be renewed unless the licensee completes at least eight (8) hours of continuing education for each National Electrical Code (NEC) cycle. Continuing education shall consist of classroom or other Board approved instruction relating specifically to the National Electrical Code. The NEC cycle shall begin on January 1 of each year of NEC publication.

13.2 Approved Continuing Education Hours ~~The effective date of this regulation shall be June 1, 1999.~~

- a. Continuing education hours required by these Regulations shall be obtained only in programs and courses approved by the Board.
- b. The Board shall examine and approve curricula from any entity that provides continuing education to determine whether it provides appropriate and adequate NEC instruction.
- c. Course curricula shall be presented to the Board for approval at least sixty (60) days prior to the date of the course. The curricula shall be presented on a form approved by the Board. Electrical Division staff may recommend course providers and curricula to the Board for approval. The Board may approve retroactive credit for courses completed during the current NEC cycle but before the effective date of these regulations.
- d. Upon completion of a Board approved course, the course provider shall complete an attendance roster form approved by the Board to confirm completion. The course provider shall submit this form to the Board and/or the Arkansas Department of Labor Electrical Division. The course provider's roster is the only document acceptable to confirm completion of course credit. Each course provider shall maintain this information not less than five (5) years from the course completion date.
- e. The Arkansas Department of Labor Electrical Division shall:
  - (1) maintain the attendance rosters submitted by course providers; and
  - (2) maintain a list of Board approved courses.

13.3 No apprentice that completes an apprenticeship program and passes the journeyman exam shall be required to obtain additional continuing education hours during that NEC cycle.

#### 13.4 Failure to complete continuing education hours

- a. If any licensee fails to complete the required continuing education hours before the end of each NEC cycle, the licensee may obtain the required continuing education hours within ninety (90) days without being subject to examination requirements or civil penalties for performing unlicensed electrical work. All other civil penalties shall apply.
- b. If the licensee fails to obtain the required hours within this ninety (90) day period, the licensee shall be subject to all Regulation 5 examination requirements upon expiration of the license.

#### **~~Regulation 14. Grandfather appeals.~~**

~~Notwithstanding any provision in these regulations to the contrary, any applicant who applied for a license prior to July 1, 1998 pursuant to the provisions of Ark. Code Ann. § 17-28-310 may appeal to the full board 1) any denial of license; 2) any approval of license for a class lower than the class of license sought by the applicant; or 3) any conditional approval of license, provided the board receives a written request for an appeal within the longest of following time frames:~~

- ~~a. — sixty (60) days from the effective date of these regulations; or~~
- ~~b. — sixty (60) days from the date of notice of the denial, conditional approval, or approval for a lower class of license.~~

#### **Regulation 145. Effective Date and Repealer.**

145.1 Effective September 1, 1999 all previous regulations promulgated by the board are hereby repealed.

145.2 The effective date of these regulations is September 1, 1999.

NOTE: Regulations 1, 6.2 and 7.9 were amended effective January 1, 2002, and 6.7 was effective April 1, 2002.

NOTE: Regulations 5.3, 5.5, 6.1, 6.2, 6.4, 7.5, 7.7, 7.9, 8.3, 8.4, 8.5, 11.6, 12.6 were amended effective April 1, 2004. Regulation 9 was a new regulation effective April 1, 2004. Subsequent Regulations were renumbered on this date.

NOTE: Regulations 6.2, 6.5, 7.9, 7.10, 8.7, 9.1 – 9.5 were amended effective November 1, 2004.

NOTE: Regulations 1.1, 9.1, 9.2, 9.5 were amended effective October 1, 2005

NOTE: Regulations 3.5 and 8.1 were amended effective January 1, 2006. Regulations 13 and 14 pertaining to grandfather licensure were deleted due to obsolescence. Regulation 13 was a new Regulation effective January 1, 2006.

